

**RUSHVILLE CITY COMMON COUNCIL  
TUESDAY, AUGUST 1, 2006  
6:00 P.M.**

The Rushville City Common Council met on the above date and time at 270 West 15th Street, Rushville, Indiana. Mayor Bridges called the meeting to order at 6:13 p.m., with Chris Fields, Darrin McGowan, John Byrne, Brian Sheehan, and Mike Pavey answering roll call. Also present were City Attorney, Tracy Newhouse and Elizabeth Gist, *Rushville Republican*.

**MINUTES \* \* \***

Minutes of the July 18, 2006 meeting were presented for approval. Byrne made a motion to approve the minutes as presented. Pavey seconded the motion. Motion carried.

**JOINT MEETING WITH COUNTY COUNCIL & COUNTY COMMISSIONERS  
REGARDING FIBER \* \* \***

Jim Gutting from Barnes & Thornburg presented resolutions for the City Council, County Council, and County Commissioner's approval. The resolutions were regarding the approval of the interlocal agreement between the City and the County for the joint construction and ownership of a broadband telecommunications system. Roy Mohr suggested not using the term "telecommunications". He said the word "fiber" would be much better. Gutting said that was not a problem and he would change it.

Bruce Levi was concerned that there may be a problem with financing. Levi also said this was the first time the 3<sup>rd</sup> party had heard anything about this agreement.

Ron Lienemann said Rush Shelby Energy needed to take a look at the proposal since it seemed that Rush Shelby would be responsible but would have no control or be able to make any decisions. Fields encouraged both the City and County to move forward with the resolutions and the Interlocal Agreement.

After lengthy discussion, Fields made a motion to approve Resolution 2006-19. Sheehan seconded the motion. Motion carried.

The County Council unanimously passed Resolution 2006-1. The County Commissioners unanimously passed Resolution 2006-2.

**MAYOR'S REPORT \* \* \***

Mayor Bridges reported the following:

- Today I was invited to attend the ribbon cutting at Integrity Bio Fuels in Morristown. Several dignitaries, including Lt. Governor Becky Skillman, were in attendance at the ribbon cutting. On behalf of the City of Rushville I would like to congratulate Integrity Biofuels and Morristown for the successful completion of the first phase of their project. This is a wonderful compliment to Rush Renewable Energy's ethanol plant that is to be constructed in Rushville.
- INDOT's annual meeting at the Greenfield District will be Thursday, August 3, 2006 at 1:30 p.m. and 6:00 p.m. The address of the meeting is 32 South Broadway in Greenfield. The discussion at the meeting will be an update of the Major Moves funding and the 2006 construction schedule as well as local state highway projects.

#### **CLERK-TREASURER'S REPORT \* \* \***

Copley said she would soon be preparing an additional appropriation for the Police Department and asked if anyone else would need one. No other department asked for an additional appropriation.

#### **COUNCIL PRESIDENT'S REPORT \* \* \***

Pavey reminded everyone of the concert at the amphitheater on Friday.

#### **COMMITTEE REPORTS \* \* \***

Tim Yazel, representing the APC, came before Council to ask them to consider amending C1 and C2 for heating, cooling & plumbing to be a special exception for C1 and permitted use for C2. Sheehan made a motion to give a favorable recommendation to the APC. Fields seconded the motion. Motion carried.

#### **DEPARTMENT HEAD REPORTS \* \* \***

**Police** – Fudge handed out the monthly report.

**Animal** – Hill handed out his monthly report. He said the language in 6.04.170 needed to be deleted stating a time regarding habitual barking. Newhouse thought it had been taken care of, but said he would check into the matter. Pavey made a motion to table for further review by the City Attorney. McGowan seconded the motion. Motion carried.

**CITIZEN CONCERNS \* \* \***

Pavey had a concern regarding semis running over curbs at 5<sup>th</sup> & Morgan and 5<sup>th</sup> & Perkins Streets. Bridges said it was not an authorized truck route. Fields suggested removing the sign which is in the middle of the street to allow more room for semis turning the corner.

**UNFINISHED BUSINESS \* \* \***

**New Ordinance Proposal** – Pat and Whitney Boyer presented the following proposed change to the peddler's permit. **110.04 Exemptions – Nothing in this chapter shall be construed as to apply to vendors raising their own produce, nor to regular route delivery services, nor to persons selling newspapers, nor to persons selling insurance, nor to persons selling prepackaged frozen novelty treats.**

Pavey asked how many months they sell. Boyer replied maybe 6 months.

Pavey said they can't pick and choose which vendors are excluded or everyone will soon be expecting to be excluded.

It was the consensus of Council to look at a sliding scale for the permit. Byrne moved to table. Fields will work on a sliding scale to present to Council. McGowan seconded the motion. Motion carried.

**Change Order #5 Phase B** – Pavey moved to table change order #5 on Phase B. Byrne seconded the motion. Motion carried.

**Quotes for Skid Loader** – Bennett received 2 quotes on the skid loader.

1. Fraley \$13,375.00
2. Smith Equipment \$13,775.00

Bennett recommended taking the lower bid from Fraley. Pavey made a motion to accept the quote from Fraley. Byrne seconded the motion. Motion carried.

**One Ton Truck Quotes** – The following 2 quotes were received for the cab and chassis for the one ton truck:

1. Hubler \$25,078.00
2. Connersville Chevrolet \$18,300.00 (will take trade-in)

Sheehan made a motion to accept the quote from Connersville Chevrolet with the trade-in. Pavey seconded the motion. Motion carried.

**Noise Ordinance** – Pavey made a motion to change #4 to read “any incident shall constitute an offense or incident if the City officer **makes an enforcement action** on the property in question”. Fields seconded the motion. Motion carried.

**NEW BUSINESS \* \* \***

**Resolution 2006-18** – Sheehan made a motion to approve Resolution 2006-18 adding monies back to appropriations. Fields seconded the motion. Motion carried.

**Claims** – Pavey made a motion to approve the claims as presented. McGowan seconded the motion. Motion carried.

There was no further business to come before Council, McGowan made a motion to adjourn. Sheehan seconded the motion. The meeting adjourned at 8:30 p.m.

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ROBERT M. BRIDGES, MAYOR

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CHRISTOPHER S. FIELDS, MEMBER

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DARRIN L. MCGOWAN, MEMBER

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JOHN M. BYRNE, MEMBER

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BRIAN J. SHEEHAN, MEMBER

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MICHAEL P. PAVEY, MEMBER

ATTEST:

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ANN L. COPLEY, CLERK-TREASURER